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2 UNITED STATES DISTRICT COURT  
3 WESTERN DISTRICT OF WASHINGTON  
4 AT TACOMA

5 RICHARD WAYNE BLAIR,

6 Petitioner,

7 v.

8 DANIEL WHITE,

9 Respondent.

CASE NO. C18-5771 BHS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation ("R&R")  
11 of the Honorable David W. Christel, United States Magistrate Judge. Dkt. 18. The Court  
12 having considered the R&R and the remaining record, and no objections having been  
13 filed, does hereby find and order as follows:

- 14 (1) The R&R is **ADOPTED**;
- 15 (2) Petitioner's federal habeas Petition is **DISMISSED with prejudice**;
- 16 (3) A Certificate of Appealability is **DENIED**; and
- 17 (4) The Clerk is directed to send copies of this Order to Petitioner, counsel for  
18 Respondent, and to the Hon. David W. Christel.

19 Dated this 20th day of February, 2019.

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22 BENJAMIN H. SETTLE  
United States District Judge